

REMARKS

The Examiner has indicated that the Trademark FLASH should be capitalized in the specification. A substitute specification accompanies, in which the trademark FLASH is capitalized, accompanies this amendment..

Claim 47 is objected to as being in improper form. As suggested by the Examiner, claim 47 has been amended to depend from claim 41. Accordingly, this rejection should be withdrawn.

Claims 1-47 stand rejected under 35 USC 112, second paragraph, for including a trademark instead of generic terminology. Claims 1-47 have been amended to replace "Flash" with --vector graphic animation--. This generic terminology is supported on page 5, lines 11-20, of the specification as filed.

Claims 12-19 stand rejected under 35 USC 112, second paragraph, as being indefinite. Claim 12 has been replace "A program resident on a memory device" with --A computer program stored on a computer readable memory device--as suggested by the Examiner. Accordingly, this rejection should be withdrawn.

Claims 27, 39 and 41-47 stand rejected under 35 USC 101 as being directed to non-statutory subject matter. These claims have been cancelled. Accordingly, this rejection is now moot.

Claims 1-47 stand rejected under 35 USC 102(b) as being anticipated by Chaddha. This rejection is respectfully traversed. Independent claims 1, 12, 20, 22, 28, 33, 34, 35 and 40, as amended, are directed to synchronizing a vector animation movie (for example a FLASH movie) with a programming signal. The synchronization is accomplished by sending a signal from a server to the client device on which the movie is loaded.

The claimed methods and apparatus allow for a client system receiving a program signal to also receive a URI that directs the client system to a location from which a vector animation movie can be obtained. Once the vector animation movie is obtained, a server can direct the vector

animation movie on the client device to play in synch with the program signal. In this manner a program, such as a video program, in the program signal can be played in synch with a vector animation movie.

Chaddha describes delivering an annotation stream with a video stream. Further, according to Chaddha a time marker can appear in the annotation stream. The time marker in the stream direct when to time to load HTML pages that can contain movies. However, in Chaddha there is no connection with a sever that directs playback. Further, Chaddha does not describe a server that can direct playback of a vector graphic animation movie after the client has received the vector graphic animation movie as claimed.

Since Chaddha fails to disclose a command from a server that directs a vector animation movie on a client device to be played in synch with a programming signal as claimed, the rejection of claims 1-26, 28-38 and 40, should be withdrawn.

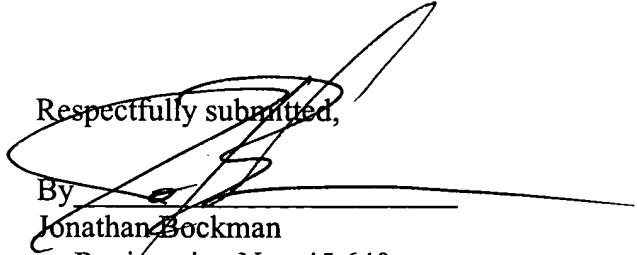
In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing Attorney Docket No. 559442001900.

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Respectfully submitted,

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